IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION NO.8950 OF 2007

Dated : May 1, 2007

Between:

Kota Sada Shiva Kumar

Petitioner

AND

The Station House Officer,
III Town Police Station,
Nizamabad and another

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION NO. 8950 OF 2007

ORAL ORDER: **(per THE HON'BLE MR. JUSTICE D.APPA RAO)**

Heard the learned Government Pleader for Home,

appearing for the respondents.

2. This writ petition is taken up on the basis of a letter dated 24.04.2007, alleging that his son by name Saptha Girish, was illegally taken away by the III Town Police, Nizamabad, on 17.04.2007 and he apprehends danger to the life of the boy.

3. In response to the notice issued by this court, the Sub-Inspector of Police, III Town Police Station, Nizamabad, filed counter affidavit, inter alia stating that the alleged detenue was an accused in Cr. No.102 of 2007 for the offences under Sec. 380 IPC and he was arrested on 25.04.2007 at 5.00 p.m. and was produced before the Addl. Judicial Magistrate of First Class (Juvenile), Nizamabad, on 26.4.2007, who in turn remanded the alleged detenue to Observation Home, Nizamabad.

Since the alleged detenue was secured in Observation Home, Nizamabad, we do not see any truth in the allegations made in the letter dated 24.04.2007. Consequently, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

D.S.R.Varma, J.

D.Appa Rao, J.

May 1, 2007
MAS